

April 11, 1978

SENATOR DUIS: All right. I so move.

PRESIDENT: Is there any discussion of Senator Duis' amendment or motion? The question then is Senator Duis' motion. Record your vote. Record.

CLERK: 29 ayes, 0 nays on Senator Duis' motion, Mr. President.

PRESIDENT: The motion carries. The Speaker has advised the Chair that there are certain changes in the Final Reading. If you would look at your agenda, on the third column on the right, we will not take up LB 814. We will take up after 845, 847, and there has been added, three bills, 184, 184 A and 757. I'll go over that again so that you can check your bill book. We will not be taking up 814. After 845, we will take 847. There will be added three other bills, 184, 184 A and 757. Do you have something on your desk, Mr. Clerk?

CLERK: Mr. President, Senator Koch moves to amend the Speaker's order so as take up LB 739 on General File as of right now, I assume, Senator.

SENATOR KOCH: It's on the consent calendar. Mr. President, members of the body, LB 739 was heard in the Constitutional Revision Committee. It pertains to a group of elderly citizens of the City of Omaha who have a problem over pension rights. There are approximately eighty of these individuals whose spouses have paid into the pension system but because of a quirk in the law of the charter of the City of Omaha, they cannot receive the advantages of those investments that have been made by the deceased spouse to the city for the service that they gave as an employee. What I'm requesting to do is to place this on E & R Initial and give the opportunity at least for the chance for the people to vote on it. I believe that these individuals deserve this opportunity and I think most of you have received from these individuals a letter to this effect. I ask for this privilege to change the Speaker's orders and place LB 739 directly on E & R Initial. It is a constitutional amendment. I so move.

PRESIDENT: Record your vote. Have you voted? Record.

CLERK: 25 ayes, 0 nays on the motion to overrule the Speaker's order, Mr. President.

PRESIDENT: The Speaker's order is overruled and we will take up LB 739.

CLERK: (Read title to LB 739.) The bill was read for the first time on January 9th of this year. It was referred to the Constitutional Revision and Recreation Committee. It was advanced to General File. There are no amendments pending, Mr. President.

SENATOR KOCH: Mr. President, members of the body, as I expressed a moment ago, this is a unique situation affecting only those employees of the City of Omaha who are retired. Their spouses had paid into the pension fund, but there were no benefits that derive to the spouse that was living after the decease occurred. What we're attempting